

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/549,863

First Named Inventor: Nigel Peter Smith
Filed: December 8, 2006

Title: Overlay Metrology Mark

TC/A.U. 2823 Examiner: William D. Coleman
Atty Docket: NAN154 (8026) Confirmation No.: 7198

Saratoga, California
March 23, 2009

Mail Stop Amendment
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE TO OFFICE ACTION

Dear Sir:

This Response to Office Action is responsive to the December 23, 2008, Office Action, which has a statutorily shortened period for response that ends March 23, 2009. The Commissioner is hereby authorized by the undersigned to debit Deposit Account 50-2263 for any underpayment or any additional necessary fees. Please enter the following amendments before taking action on the merits of the above-referenced application.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.

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